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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/718,761	11/22/2000	Paulus Gerardus Roetenberg	MBHB00-1238	2717	
20306 7	590 02/11/2004		EXAM	INER	
MCDONNELL BOEHNEN HULBERT & BERGHOFF 300 SOUTH WACKER DRIVE			RAMIREZ, RAMON O		
SUITE 3200	TOLESK DIG V E		ART UNIT	PAPER NUMBER	
CHICAGO, II	. 60606		3632	}	

DATE MAILED: 02/11/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Examiner  Art Unit  Art Un		09/718,761	ROETENBERG, PAULUS GERARDUS					
The MAILING DATE of this communication appears on the cover sheet with the correspondence address = Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Ederacions of tear maybe available under the provisions of 3 CFR 1.136(a). In one rent, however, may a raply be timely filed of the communication of 3 CFR 1.136(b). In one rent, however, may a raply be timely filed of the communication of 3 CFR 1.136(b). In one rent, however, may a raply be timely filed of the communication of the communication of 3 CFR 1.704(b).  If NO pariod to reply appeals the one is the time thirty (70) days, as reply within the statutory minimum of the 100 downword o	Office Action Summary	Examiner		10				
Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Edenations of time may be available under the provisions of 37 CFR 1.135(a). In ne event, however, may a raphy be timely filed  Edenation of time may be available under the provisions of 37 CFR 1.135(a). In ne event, however, may a raphy be timely filed  Edenation of time may be available under the provisions of 37 CFR 1.135(a). In ne event, however, may a raphy be timely filed  Edenation of the reply be specified above, the maintern adulation priced will apply and will expire 30 K(6) MONTHS from the mailing date of this communication. Provision to the provision of the communication of the provision of the communication of the provision of the provision of the communication of the provision of the communication, even if timely filed, may reduce any searced patient term adjustment. See 27 CFR 1.704(a).  Status  1)  Responsive to communication(s) filed on 18 December 2003.  2a)  This action is FINAL. 2b) This action is non-final.  3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4)  Claim(s) 1.5 11, 15 17, 18.20 and 21 is/are pending in the application.  4a) Of the above claim(s) 15.17.18.20 and 21 is/are withdrawn from consideration.  5)  Claim(s) 1.5 and 11 is/are allowed.  The provision of the provision of the frawing of the provision of the drawing of the provision of the frawing of the provision of the provision of the provisio		RAMON O. RAMIREZ	3632					
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Application No.

Applicant(s)

Application/Control Number: 09/718,761

Art Unit: 3632

#### **Detailed Action**

This is the fifth Office Action (second after RCE) corresponding to amendment filed Dec 18, 2003. Claims 1, 5, 11, 15, 17, 18, 20 and 21 are active.

#### **Priority**

Receipt is acknowledged of papers submitted under 35 U.S.C. 119(a)-(d), which papers have been placed of record in the file.

## Specification

As indicated before a substitute specification is required due to the bad quality of the instant one.

### Claim Objections

Claims 15, 17, 18, 20 and 21 are objected to under 37 CFR 1.75(c) as being in improper form because a multiple dependent claim cannot depend from any other multiple dependent claim. See MPEP § 608.01(n). Accordingly, the claims have not been further treated on the merits.

## Allowable Subject Matter

Claims 1, 5 and 11 are allowed.

Page 3

Application/Control Number: 09/718,761

Art Unit: 3632

The following is a statement of reasons for the indication of allowable subject matter: none of the art of record discloses telescopic track members having product holder means rotatably attached therein.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner Ramírez at telephone number (703) 308-0748.

The examiner can be normally reached on Monday-Thursday and alternate Fridays.

The fax numbers for this Group are (703) 872-9306 (official papers), and (703) 308-3519 (unofficial papers). Our Customer service fax number is (703) 872-9325.

Any inquiry of general nature relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-1113.

A shortened period for response to this Office Action expires THREE MONTHS from the mailing date of this action.

R.O.RAMIREZ February 9, 2004 RAMON O. RAMIREZ
PRIMARY EXAMINER
TECHNOLOGY CENTER 3600
ART UNIT 3632